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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

JASON ZAJONC and DENNIS FOWLER, individually
 and on behalf of all others similarly situated,

Plaintiff,

vs.

MORGAN STANLEY & CO. LLC, f/k/a Morgan
 Stanley & Co. Incorporated, MORGAN STANLEY
 SMITH BARNEY LLC, and MORGAN STANLEY,

Defendants.

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 STANLEY & CO. LLC, MORGAN STANLEY
 SMITH BARNEY LLC, and MORGAN
 STANLEY*

Case No. 4:14-cv-05563-EMC

**NOTICE OF SETTLEMENT
 AND REQUEST TO VACATE
 ALL DATES ON CALENDAR**

ORDER

1 Plaintiffs Jason Zajonc and Dennis Fowler and Defendants MORGAN STANLEY & CO.
2 LLC, f/k/a Morgan Stanley & Co. Incorporated, MORGAN STANLEY SMITH BARNEY LLC,
3 and MORGAN STANLEY provide notice to the Court that the parties have reached an agreement
4 in principle to resolve this case as part of a global settlement of the following cases: *DeVries v.*
5 *Morgan Stanley & Co., LLC*, No. 12-81223 (S.D. Fla.); *Hix v. Morgan Stanley & Co., LLC*, No.
6 15-1157 (D. Md.), and *Johnson v. Morgan Stanley & Co., LLC*, No. 15-4856 (S.D.N.Y.). The
7 parties' settlement will be memorialized in a settlement stipulation to be presented to the *DeVries*
8 court for approval.

9 The settlement calls for this case to be transferred to the United States District Court for
10 the Southern District of Florida to be joined with the *DeVries* action before Judge Kenneth Marra
11 for purposes of seeking approval of the settlement and implementing the settlement. *DeVries* is
12 the earliest-filed case including those putative class members participating in the settlement, is a
13 post-Fair Labor Standards Act conditional certification notice case, and encompasses most of the
14 individuals whose claims are being settled in the global settlement.

15 The parties will finalize the formal settlement documents and submit to this Court a joint
16 motion to transfer to the Southern District of Florida by April 11, 2016. Given the settlement, the
17 parties respectfully request that all deadlines and appearances be taken off calendar.
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1 Dated: March 9, 2016

By: /s/ Jahan Sagafi
Jahan C. Sagafi

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1 Dated: March 9, 2016

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Attorneys for Defendants

11 **ATTESTATION**

12 Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence
13 in the filing of this document has been obtained from the other signatory above.

15 DATED: March 9, 2016

OUTTEN & GOLDEN LLP

17 By: /s/ Jahan Sagafi

19 IT IS SO ORDERED that the further CMC is reset from 3/23/16 to
20 5/5/16 at 10:30 a.m. An updated joint CMC statement shall be filed
by 4/28/16.

21 _____
EDWARD M. CHEN
22 U.S. DISTRICT JUDGE

